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9 UNITED STATES DISTRICT COURT
10 WESTERN DISTRICT OF WASHINGTON
11 AT SEATTLE

12 DAVID KENNETH JENNER,

13 Petitioner,

14 v.

15 ANGEL MEDINA, et al.,

16 Respondents.
17

Case No. C11-1643-RSM

ORDER OF DISMISSAL

18 The Court, after careful consideration of petitioner's 28 U.S.C. § 2254 petition for writ
19 of habeas corpus, the Report and Recommendation of the Honorable James P. Donohue, the
20 governing authorities and the balance of the record, does hereby find and ORDER:

21 (1) The Court adopts the Report and Recommendation.

22 (2) The Respondent's motion to dismiss (Dkt. 16) is GRANTED, and the
23 Petitioner's habeas petition (Dkt. 8) is DENIED. This case is DISMISSED with
24 prejudice.
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1 (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the
2 United States District Courts, a Certificate of Appealability is DENIED with respect to the
3 Court's determination that Petitioner's habeas petition is time-barred.

4 (4) The Clerk is directed to send copies of this Order to counsel for the parties and
5 to Judge Donohue.

6 DATED this 24th day of May 2012.

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9 RICARDO S. MARTINEZ
10 UNITED STATES DISTRICT JUDGE
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